

DOCKET NO.: CELG-0422

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Jerome B. Zeldis, et al.

Confirmation No.: 8455

Application No.: 10/820,397

Group Art Unit: 1614

Filing Date: April 8, 2004

Examiner: Not Yet Assigned

For: **METHODS FOR TREATMENT OF COGNITIVE AND MENOPAUSAL
DISORDERS WITH D-THREO METHYLPHENIDATE**

DATE OF DEPOSIT:

January 7, 2005

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Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR § 1.56 and in accordance with 37 CFR §§ 1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 CFR § 1.56(b).

- ☒ In accordance with § 1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified application, within three months of the date of entry into the national stage of

the above identified application as set forth in § 1.491, before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of request for continued examination under § 1.114, no additional fee is required.

- ☐ In accordance with § 1.97(c), this Information Disclosure Statement is being filed after the period set forth in § 1.97(b) above but before the mailing date of either a Final Action under § 1.116 or a Notice of Allowance under § 1.311, or before an action that otherwise closes prosecution in the application, therefore:

- ☐ Certification in Accordance with § 1.97(e) is attached; or
- ☐ The fee of \$180.00 as set forth in § 1.17(p) is attached.

- ☐ In accordance with § 1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under § 1.113 or a Notice of Allowance under § 1.311 but before, or simultaneously with, the payment of the Issue Fee, therefore included are: Certification in Accordance with § 1.97(e); and the submission fee of \$180.00 as set forth in § 1.17(p).

- ☒ Copies of reference numbers **100 – 115 and 129 - 142** listed on the attached Form PTO-1449 are enclosed herewith.

- ☒ Copies of reference numbers **116 - 128** on the attached Form PTO 1449 are not required to be submitted pursuant to 37 CFR § 1.98(a)(2)(i).

- ☐ Copies of references - are not being submitted because they were previously cited by or submitted to the U.S. Patent and Trademark Office in patent application number _____, filed _____ for which a claim for priority under 35 U.S.C. § 120 has been made in the instant application.


- ☐ The relevance of those listed references which are not in the English language is as follows:

There are no listed references which are not in the English language.

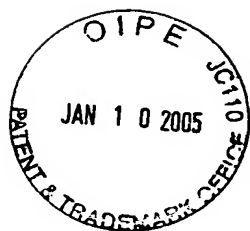
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Form PTO-1449 Modified List of Patent and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce Patent and Trademark Office		Docket No. CELG-0422	Application No. 10/820,397
		Applicant Jerome B. Zeldis, et al.	
		Filing Date April 8, 2004	Group 1614
		Confirmation No. 8455	
OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	100	Aoyama, T., et al., Gas chromatographic-mass spectrometric analysis of <i>threo</i> -methylphenidate enantiomers in plasma," <i>J. Chromatography</i> , 1989 , 494, 420-423	
	101	Axten, J.M., et al., "A stereoselective synthesis of <i>dl-threo</i> -methylphenidate: preparation and biological evaluation of novel analogues," <i>J. Org. Chem.</i> , 1998 , 63, 9628-9629	
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	109	Naito, T., et al., "Rearrangement of sulfonamide derivatives. V. Syntheses of methyl α -phenyl-2- and 4-piperidineacetate," <i>Chem. Pharm. Bull.</i> , 1964 , 12(5), 588-590	
	110	Panizzon, L., "Preparation of pyridyl- and piperidylarylacetonitriles and some derivatives," <i>Helvetica Chimica Acta</i> , 1944 , 27, 1748-1756	
EXAMINER		DATE CONSIDERED	

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	111	Prashad, M., et al., "Enzymatic resolution of (\pm)- <i>threo</i> -methylphenidate," <i>Tetrahedron: Asymmetry</i> , 1998 , 9, 2133-2136	
	112	Prashad, M., et al., "Enantioselective synthesis of (2 <i>S</i> ,2' <i>R</i>)- <i>erythro</i> -methylphenidate," <i>Tetrahedron: Asymmetry</i> , 1999 , 10, 3479-3482	
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FOREIGN PATENT DOCUMENTS							
Examiner Initial		Document No.	Date	Country	Translation		
					YES	NO	
	129	WO 97/27176	07/31/97	PCT			
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	132	WO 97/35836	10/02/97	PCT			
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